

HAYNES IS SET FREE

Twelve Men Decide in Their Oaths That He

DID NOT ASSAULT AHERN

The Verdict Received With Great Applause By the Spectators in Court.

Floyd Haynes, the young farmer who has been on trial in Judge Adair's division of the circuit court for assault on James Ahern of Harvard, for nearly a week, was triumphantly acquitted yesterday afternoon.

The court room has been crowded with friends of the young man during all the trial and was thoroughly jammed yesterday afternoon with friends of the young man and citizens generally who had come to witness his vindication at the hands of the twelve good men and true. Judge Adair's charge occupied more than half an hour and was a virtual instruction not to find the prisoner guilty of any crime greater than simple assault and battery.

The jury returned at 2:40 and lawyers and other light minded people began to bet on how soon they would bring in a verdict of acquittal. Six pretty young women from Harvard engaged the attention of the prisoner and sought to take his mind off his troubles by their cheerful chatter. The grey haired father of the accused sat in his habitual attitude during the trial—with head bowed on his hands through which the tears slowly trickled. His state and her child, who have been present throughout the trial were absent.

"Not Guilty."

Nearly an hour after it had retired the jury came into court and a hush fell on the crowd, which filled every inch of space outside the rails in the courtroom. The hush was once broken, however, by the thunder of cheers and wild hand clapping which followed the foreman's welcome words, "not guilty." The sound was one not often heard in a Michigan court room, and Judge Adair smiled slightly as he discharged the prisoner and dismissed the jury. The young man was at once surrounded by his cheering friends who looked as if they wanted to kiss him, but contented themselves by vigorously squeezing his hands. He was also congratulated by many of his other friends in the court room and his eyes were wet with tears of joy at his deliverance and his old father raised his head once more. A few minutes afterwards the court room was cleared and he was on his way homeward, escorted by a large following of his friends.

It will be remembered that Haynes knocked out Ahern with a base ball bat in a game at Harvard, after the latter had repeatedly cut up his sister's shame, whom Ahern had ruined under a promise of marriage. The jury only took one ballot on the charge of grievous assault, but the charge of assault and battery had three ballots to 2 and three ballots were necessary to convince the doubtful pair. Neither Ahern nor his Uncle Ward were present when the verdict was announced.

When court convened yesterday morning, Fred A. Maynard, Haynes' leading attorney, resumed his arguments to the jury. Mr. Maynard was at his best, and as he proceeded his eloquence and the touching nature of the case brought tears to the eyes of several of the jurors and many of the spectators. It is said that such a eloquent address is delivered in a court room in Kent county. Assistant Prosecuting Attorney Ward closed the case for the people by a cool, logical discussion of the facts and the law.

Blaine's Book in Court. The Henry Hill Publishing company is suing Clinton C. Durgan, a farmer agent, to Judge Grove's court. It claims that Mr. Durgan sold some \$600 worth of Blaine's "Twenty Years in Congress," which he has not turned over to the company. Yesterday afternoon the commission was short on one of their witnesses and caused much commotion by putting Wesley W. Hyde, who was of opposing counsel, on the stand. Like an honest man and a true lawyer, however he told the whole truth and nothing but the truth and helped his own cause amazingly by so doing.

Granted the Injunction.

In the case of the Tronlon Pottery company vs. the Grand Rapids Pottery company, P. H. O'Brien, trustee, and others, Judge Severance granted a restraining order yesterday prohibiting any interference with the assets of the company until an equitable settlement can be made with all of the creditors unless the trustee shall file a bond for \$25,000 to secure those interested.

BOARD OF SUPERVISORS.

Routine Business Despatched and the Jail Inspected.

The election of a county drain commissioner to succeed Mr. Chamberlain and a county poor commissioner to succeed Mr. Mitchell was placed on special order for today's session of the board of supervisors. The board met at 9 o'clock yesterday morning and at once proceeded to business.

Mr. F. R. Gill offered a resolution that all justice bills in all criminal cases be endorsed "O. K." by the prosecuting attorney before filing with the clerk. Also that all bills be "O. K." by persons ordering the persons ordered the expense. Adopted.

Mr. Havens asked that the opening of a certain highway in Grand Rapids township be referred to the committee on roads and bridges. The matter was referred back to Mr. Havens for a written petition.

The election of county school examiner to succeed E. A. Carpenter was made a special order for Thursday morning.

The following report from the jail committee was submitted and made a special order for today.

The report recommended a change in plans to allow the whole building to be heated from one plant instead of two. It will cost \$2,000 less to make the change now than when the building is completed. The committee further recommended that the partitions be removed in the old part of the jail and the floors raised to correspond with the floors in the new part. Also that the lot be graded and rebuilt.

The reason for this is that according to the grade line established on Camp street there will be a lot of two feet in front of the jail. When the board adjourned the members visited the jail to look over the ground.

audited by the present session of the board of supervisors.

United States Court.

Judge Stevens—The Mason Lumber company vs. The Thayer Lumber company, et al., decree by stipulation of parties. William H. Barnes, et al., vs. Milton K. Gray, by stipulation of parties case continued over the term. Thomas Stewart White vs. New York Life Insurance company, order extending time to plead. Henry A. Rice, et al., vs. William T. Lamoreaux, et al., remanded, jury trial in progress.

Circuit Court.

Judge Grove—William L. Latham, et al., vs. William G. Goshok, replevin; jury out. The Henry Hill Publishing company vs. Clinton C. Durgan, trover, on trial.

Judge Adair—People vs. Floyd Haynes, assault with intent to do great bodily harm less than murder; not guilty. Levi Robinson, by his next friend, John McQueen, trespass on the case; motion to dismiss granted. William C. Coach, motion to strike out order pro confesso granted.

Superior Court.

Judge Burlingame—No business of record.

Probate Court.

Judge Perkins—In re estate of Sarah F. LeClear, guardian's final account filed. In re Abigail Osburn; hearing on petition for appointment of guardian.

Police Court.

Judge Haggerty—Vida Symes, larceny, adjourned October 14. Claud Watson, larceny; referred to county agent. Mac Rattery, assault and battery; referred to county agent.

FARMERS' CLUB RESUMES.

Hard Times the Subject Discussed at Its Opening Meeting.

After several months of vacation the West Michigan Farmers' club resumed its regular meeting yesterday afternoon in its headquarters in the court house. Besides President Pearson and Secretary Clayton there were present the Rev. W. W. Johnston, W. T. Adams, G. S. Linderman, William VanBuren, the Hon. E. L. Briggs and Mr. Bosworth. After the minutes of the last meeting had been read the subject of corn was informally discussed. From the reports submitted in the discussion it was apparent that the crop was a high light this year owing to the July and August drought. The subject of "Hard Times" was advertised as the subject to be discussed at this meeting, and as an introduction Secretary Clayton read brief extracts from several journals, published in the various sections of the United States with reference to the present condition of trade and finance. After these extracts had been read the situation was discussed at length. The Rev. W. W. Johnston remarked that the times are hard, but in his opinion the world's fair is the cause of the scarcity of money in other sections of the country because it acts as a drain to the surrounding territory. Many people, instead of paying their debts, take their money to Chicago.

G. S. Linderman agreed with Mr. Johnston to a certain extent and added that confidence had been destroyed among business men and manufacturers and the situation is absorbing much of the laboring man's money. W. T. Adams said the two staples of the country, wheat and coal, have depreciated to such an extent that agriculture is depressed. This is the result of the work of tariff commission. The reduction of the tariff has caused a loss of \$20,000,000 to the wool growers of the United States. Among the disturbing influences are the purchasing clause of the Sherman law and the threatened abolition of our present banking system. The adulteration of food is also a great detriment to the interests of agriculture and the farmer will take some action on that matter the coming winter. Agriculture must be better paid before we see better times.

The Hon. E. L. Briggs said before the panic was noticed here New York bankers said trouble would result from the silver law as the farmers would demand the money on their securities. He did not think that is the cause of the hard times. He said there is not money enough in the country. The attempt to work gradually toward a gold basis has reduced the value of currency and if this continues farmers will be heavier losers. Another thing we are paying the national debt two rapidly. Under the present condition it would require twice as much farm produce to pay the national debt as it would when it was contracted. This debt must be paid from the products of the farm and the price of them must advance or it can never be paid. One of two things is the cause of the present hard times. Either we are producing too much or there is not money enough to buy produce.

Mr. VanBuren thought too much money is tied up in manufactures. There is an over production of manufactured products and they have become a drug. Their money was tied up when the wheels ceased to run. Mr. Linderman said the only cheap agricultural product is wheat. Oats, corn, hay, but the prices are high and plentiful and the farmer has little reason to complain.

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MAD BUT VERY MILD

Disgruntled Democrats Conclude To Hold No Meeting

TO EXPRESS THEIR DISGUST

Jefferson Club Hall Was Not Lighted For the Heavens Last Night—Policy Better Than Hags.

The Jefferson democracy did not hold an indignation meeting last night. The meeting, like the recent attempts of the insurgents to capture government jobs, fell down through a lack of support. Many of the rank and file of the party journeyed to the hall in glowing anticipation of a pleasant evening to be spent in testing the tiger's tail, but the hall was dark and the men that called the meeting failed to show up. At the last minute they lost their nerve, and N. A. Fletcher, et al., are still unofficially denounced.

Some of the men who got it in the neck the hardest discouraged the meeting from the start. It was a matter of policy with them, however, and not an over-acting of the democratic party. Don M. Dickinson, for Don and Thad and Bob, and the rest of the merry gang.

"What's the use of holding a meeting, Gave?" demanded one of the lately defeated to a fellow democrat last evening. "You can't do anything at a meeting. Half of the democrats are afraid to rebel against Dud Watson; for they think he's got the district in his pants. They're all ready to stab him in the back, though, and that's about the easiest way to do him up. Wait a year. Another election is coming. There's Richardson. He got it in the neck before he knows he's seated. Gave is all right personally, but he's too much of a dud. Possibly Watson is pulling wires for something for himself. I hope to God he is. I'd work night and day for three months to lay out that Cooper-ville boss, and don't you think I wouldn't?"

But the boss from Cooper-ville is still in the saddle. It is generally believed that the Jefferson club will not make another attempt to kick over the traces. The members will swallow Shaffer's and Farr's defeat and Hazlett's appointment. "We haven't anything against the doctor," said one of the boys last night, "other than that his appointment was awarded because of his friendship for Don M. Dickinson than for any great work he did for the party. But the doctor's good bank checks have dropped into democracy's coffers every campaign, and only the 'boys' who have no use for the kid-glove element of the party are inclined to wait for the future. And none of the leaders care whether they are satisfied or not."

So the Jefferson club will bury the prematurely born attempt to threaten the referees. Possibly the attempt will be resuscitated when a postmaster is appointed. "Speak louder, I want to hear all you say," and feebly to caress his baby with a whispered: "My sweet one, my treasure," while the innocent smiled in his dying face.

Then was the heart-broken wife and mother given strength to minister to both these objects of her love. From her firm lips the dying hero learned that the gates of Heaven were ajar for his entrance. Controlling her bitter grief she sang for him the sacred songs on which his fainting spirit soared upward to his rest. Then all was over, and she had followed him to his grave, and she again sought her father's roof, and there, hid her bowed head among her own people, to live only for her baby.

In strict retirement the young widow husbanded her means until her daughter was grown a pretty, graceful young woman, and then, to promote her child's happiness, the mother emerged from the privacy in which she had lived since her husband's death, and visited both the southern and northern states. In the course of time her daughter became engaged to a young Virginian, Mr. Christian, of Richmond, and a few months later was married to him.

Shortly after their marriage Mr. and Mrs. Christian removed to California, whither Mrs. Jackson accompanied them. They returned a short time later to Charlotte, N. C., where they took a house and lived together. Now, however, the widow's next trial was imminent. Mrs. Christian was attacked by a prostrating fever and succumbed, after bearing her illness with great fortitude.

GREATEST MENACE TO FORESTS.

Making of Paper from Wood Causes Wholesale Destruction of Trees.

The extensive use of wood in making the cheapest grades of paper offers one of the serious obstacles to forest preservation, says the Philadelphia "Telegraph." In the last two or three years the growth of the wood-pulp industry has been enormous, a dozen great mills, each manufacturing from fifty to three hundred tons of pulp a day, have been built on the Hudson river, to feed principally on the Adirondack forests. The wood chiefly used is spruce, and the especially disastrous effect of the industry on the forests results not only from the extreme demand for the lumber, but from the fact that while the demand is especially for trees of thirty to thirty-five years growth, the young trees are cut out. In 1921 the capacity of the pulp mills of the United States was about seventy-two thousand tons per annum. The present capacity is seven hundred thousand tons.

And in this remarkable growth the industry has been accompanied by these three desirable things: Increase in quantity, decrease in price, and no diminution in the compensation of labor. The sound of the ax, the bark and the grinder is heard in twenty-two states. The neighborhood of Niagara and the Adirondacks in New York, the territories of the Kennebec, Androscoggin and Penobscot rivers in Maine, the Fox river valley of Wisconsin, the hills of New Hampshire and Vermont and the natural gas belt of Indiana are the greatest pulp-producing regions of the United States. About thirty-five hundred cords of wood are required daily to supply the demand of the mills.

TWO FORMS OF DEATH.

There are two forms of physical death constantly going on in the world, says the "Vegetarian"—molecular death and somatic death. The first is expressed in other words by saying that the whole of the body is constantly quivering with excitement. I slipped on my trousers and a pair of boots, and began to kick around me, trampling stupidly. "Fred, they'll hear you if you make such a noise," said my wife in an agonized whisper. "I fearfully trust so," I retorted. "That's why I'm doing it."

As I spoke my eye lit at last on something adapted to my purpose. I had been trying to avoid the destruction of a washbasin, and I received with grateful eagerness a pair of Indian slippers which offered themselves, and lifting them to the level of my brow let them fall clamorously to the floor. The welkin rang, so to speak, and I sank with nervous exhaustion into an arm-chair.

The house seemed deathly still, and it struck me that Josephine on her part was unconsciously quiet. When she spoke at last it was to ask: "Haven't you a pistol?" "Yes, dear."

"Are you going to let them take everything?" "It is for them to decide, darling."

"But, Fred—"

Josephine did not finish her sentence. The words she uttered were, however, so full of poignant surprise and disappointment that I felt constrained to inquire, with a guilty attempt at nonchalance:

"Is there anything you would like to have me do?"

"You are the best judge, of course," she answered, coldly. "Only, do you think it is the usual way?"

We have talked it over many times since, and I have endeavored to make plain to her that, in the process of evolution, thinking men have come to the conclusion that the husband and father who chops logic at dead of night with an accomplished burglar on the wrong side of his chamber door is akin to a lunatic.

She listened to my arguments, and has done me the honor to admit that there is more to be said in my behalf than she thought at first, but I remember that the last time we conversed upon the subject she shook her head, with the air of a woman who, in spite of everything, is still of the same opinion, and she murmured gently:

"As I told you before, Fred, if you had fired once over the banisters, I would say nothing."

"But I might have been killed or maimed for life!"

Josephine looked a little grave, but she answered sweetly:

"There are certain risks in this world that a man has to take."

STONEWALL JACKSON'S DEATH.

A Touching Incident in the Last Moments of the Famous General.

Then came the death word, and after nearly a week's unavoidable detention Mrs. Jackson reached her husband's deathbed, writes Mrs. Jefferson Davis in an interesting sketch with portrait of "The Widow of Stonewall Jackson" in the Ladies' Home Journal. Spent with the anguish of his wounds he lay dying, too near the silence of the grave to do more than murmur to his wife: "Speak louder, I want to hear all you say," and feebly to caress his baby with a whispered: "My sweet one, my treasure," while the innocent smiled in his dying face.

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Address: J. F. Smith & Co., No. 405 Greenwich St., New York.

"Not a gripe in a barrel of them."

ly being worn out and being renewed. Every action that we perform, every breath we draw, and every thought we think is each accompanied by the death of a certain amount of muscular or nervous tissue, so that molecular death is a necessary part of daily life. Somatic death is the death of the entire individual, and is generally considered to take place at the moment of cessation of circulation and respiration. This is not an absolute test, however, as several well known cases prove. Col. Townsend was a peculiar case of a man who could by the effect of his will voluntarily suspend these functions for a considerable time, while the continuation of the circulation is sometimes so difficult to determine that even the eminent anatomist Vesalius once opened an apparently dead body and found the heart still beating. A French author, Brubler, in 1743, collected records of fifty-four persons who had been wrongly supposed to have been dead.

It Would Seem to Be. Postmaster—I don't know of any such firm name as that, my son.

Boy at the Window (growing indignant)—If Stone, Rockwell & Hill isn't a firm name I'd like to know what you'd call it.—Chicago Tribune.

That Joyful Feeling With the exhilarating sense of renewed health and strength and internal cleanliness, which follows the use of Syrup of Figs, is unknown to the few who have not progressed beyond the old time medicines and the cheap substitutes sometimes offered but never accepted by the well informed.

GRAND NIKITA CONCERT.

Popularity is always eagerly sought after. It is a means to an end. In it lies success. What makes a business house successful? Isn't it popularity? The theatre that is popular with the people is the one that is always successful. How can this popularity be gained? If you shut an amusement place you certainly can't make it popular. You must get the people accustomed to going to the theatre or hall. Give them good attractions at a reasonable price. Make the place attractive so they will want to go again and as often as you have something good. Then you have popularity. That is what we propose to do with Lockery Hall. To start the thing right the greatest artist of the age has been secured to appear at the opening concert. Louise Nikita is spoken of by Europeans as here and being the peer of the great Patti, even when she was in her full bloom. Nikita has had the finest musical education ever given a singer. Born in the city of Washington, she went abroad at the age of 11 and studied under Stokoch, Patti's instructor, and a number of other celebrated teachers. She sings in seven different languages. She is 21 years old, superbly handsome, possesses a charming manner and sings like a nightingale. She will appear three times on the program next Tuesday evening, singing classic and popular selections in English, German, Italian and Russian. Her Military Band of thirty pieces; Miss Maud Hughes, the harpist; Arthur Fichenscher, the eminent pianist; Mr. Robert Davis, the well known flute and piccolo soloist, and others will assist in making this the greatest concert of the year. And it's all for 50 and 75 cents. Think of that and tomorrow morning you will be sure to go and secure seats for this magnificent concert. Line numbers will be given out at 8 o'clock.

Yes, we have a good supply of genuine Grace mine Jackson Hill coal on hand. Thirty-three per cent cheaper than any other fuel for domestic purposes. Try it. S. P. BENNETT FUEL and ICE CO.

SALE OPENS TOMORROW morning at nine o'clock for the grand Nikita concert and opening attraction of Lockery Hall, October 17. Line numbers will be given out at 8 o'clock. Holders of numbers are limited to the purchase of six tickets each. CHAS. S. EMMISON, Manager.

Card of Thanks. GRAND RAPIDS, Oct. 10, '33.

I wish to thank my friends for the kindness and favors shown me during the sickness of and after the death of Mr. Hedger, and particularly H. A. Greeley, who attended to him to the last moment. I also thank the hack drivers for the beautiful floral offerings. MRS. NELLIE HEDGER.

Taxel Taxes!! Taxes!! Pay your taxes now and avoid the percent that goes on after the 15th of October. In order to oblige them who can not well come during the day, the tax department will be kept open every evening this week from 7 to 9 o'clock.

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"Not a gripe in a barrel of them."



THE GUNN HARDWARE CO., GRAND RAPIDS.

DR. SCHENCK'S

Mandrake Pills have a value as a household remedy far beyond the power of language to describe. The family can hardly be true to itself that does not keep them on hand for use in emergencies.

MANDRAKE

In the only vegetable substitute for that dangerous mineral, MERCURY, and while its action as a cathartic is fully equal, it possesses none of the perilsous effects.

In Constipation, Mandrake acts upon the bowels without displacing them to subsequent costiveness.

No remedy acts so directly on the liver, nothing so speedily cures Sick Headache, Sour Stomach and Biliousness as these PILLS.

For sale by all Druggists. Price 25 cts. per box (3 boxes for \$1.00) or sent by mail, postage free, on receipt of \$1.00. Dr. J. C. Schenck & Co., Philadelphia.

WARRANTED

A DECIDED SUCCESS.

Try the Great French Preserving Process on cucumber pickles, cauliflower, celery, corn, beans, tomatoes, quinces, grapes, pears, peaches, cranberries; compound for sale by the following druggists: White & White, Monroe street; Thum & Schmidt, Canal street; Thum & Rieckel, West Bridge street. 25 agents wanted.

S. S. MARKHAM & CO., AGTS. 22 SOUTH DIVISION ST.

PAINLESS DENTISTRY

Teeth Filled or Extracted Without pain to patient by a new process. No bad after-effects. All work warranted first-class. Call for prices.

M. H. LAMOREE, DENTIST, 45 MONROE STREET. Office open 9 a. m. to 6 p. m. Every evening 7 to 9.

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